

Resolution 2021-24

A Resolution authorizing the use of City sidewalks along Delaware Street between 4th Street and Jessop's Tavern for art vendors and musical performances for a "Music Night" event, Saturday, September 18, 2021, sponsored by the Arts Council.

WHEREAS, The New Castle Art Council has requested permission to hold a "Music Night" event on Saturday September 18, 2021 in downtown New Castle open to the public involving several "buskers" (street musicians) and art vendors who will perform and offer their wares for sale on City sidewalks abutting Delaware Street between 4th Street and Jessop's Tavern; and

WHEREAS, musicians and vendors will be stationed in front of several downtown businesses; and

WHEREAS, the musicians will be hired to perform by local businesses but will also play for gratuities from spectators; and

WHEREAS, the Music Night event is planned to run from 5:30 p.m. to 8:30 p.m.; and

WHEREAS, the local businesses hiring musicians and sponsoring art vendors will provide certificate of liability insurance in favor of the City; and

WHEREAS, art vendors will procure vending licenses from the City for this one-night event; and

WHEREAS, no food or beverage vendors will be involved in the event;

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby grants a one-day limited license to the business owners who will hire musicians and sponsor art vendors for the "Music Night" event planned for Saturday, September 18, 2021 and authorize the use of City sidewalks on Delaware Street between 4th Street and Jessop's Tavern subject to the following conditions:

1. Sponsoring business owners will provide satisfactory proof of liability insurance for the Music Night event naming the City as an additional insured.
2. Registration fees otherwise due under Chapter 177 of the City Code will be waived for musicians and will be set at the reduced rate of \$25.00 for art vendors.
3. The City will be supplied with the names, addresses and phone numbers of all musicians and art vendors, as well as such other information the City Administrator deems reasonable and necessary, prior to the Music Night event.
4. The City Administrator shall have the discretion to limit the number of street musician and art vendors; to restrict the locations where they will be located; and to reject any musician or vendor as he deems appropriate to ensure public safety and good order.

5. The Music Night event and the license hereby authorized will not commence before 5:30 p.m. and will end by 8:30 p.m.
6. All sidewalks must remain reasonably clear for the passage of pedestrians so they are not forced to walk in City streets.
7. The Arts Council will be responsible to pay for the cost of any police personnel deemed necessary by the Chief of Police to provide security for the event.

PASSED this 10th day of August, 2021

Michael M. Platt, City Council President

Joseph F. Day, III, Councilperson

Valarie W. Leary, Councilperson

Russell P. Smith, Councilperson

Suzanne M. Souder, Councilperson

Attest:

Kathleen M. Walls, City Clerk